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FEB 1 9 2008 PTO/SB/84 (01-08)
Approved for use through 02/28/2008. OMB 0551-0031
U.S. Petert and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## Docket Number (Optional) PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT 126956-6/YOD (GERD:0607) ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) First named inventor: Robert Stephen Lewandowski et al. Art Unit: 3682 Application No.: 10/814,956 Filed: March 31, 2004 Examiner: LOBO, lan J. Title: method and means for isolating elements of a sensor array Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX (571) 273-8300 NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282. The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained. APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION NOTE: A grantable petition requires the following items: (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and (4) Statement that the entire delay was unintentional. 1.Petition fee Small entity-fee \$ \_\_\_\_\_(37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. ✓ Other than small entity – fee \$ 1,540.00 (37 CFR 1.17(m)) Reply and/or fee A. The reply and/or fee to the above-noted Office action in the form of Appeal Brief and Raply to Communication of 07-09-2007 \_(identify type of reply): has been filed previously on \_ is enclosed herewith. B. The issue fee and publication fee (if applicable) of \$ \_\_\_\_ has been paid previously on \_\_ is enclosed herewith.

[Page 1 of 2]
This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including spatiening, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case, Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patern and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Petents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

02/21/2008 HLE333 00000016 070868

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

Robert S. Lewandowski et al.

FEB 1 9 2008

Serial No.:

10/814,956

T7-----:-

3662

Filed:

March 31, 2004

Examiner:

Ian J. Lobo

For:

METHOD AND MEANS FOR

ISOLATING ELEMENTS OF A

SENSOR ARRAY

Atty. Docket:

Group Art Unit:

126956-6/YOD

GERD:0607

Via Facsimile: (571) 273-8300

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION OR MAILING

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office in accordance with 37 C.F.R. § 1.6(d), or is being transmitted via the Office electronic filing system in accordance with 37 C.F.R. § 1.6(a)(4), or is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

February 19, 2008

Date

## REPLY TO OFFICE COMMUNICATION AND NOTICE OF ABANDONMENT MAILED FEBRUARY 11, 2008

In Response to the Office Communication/Notice of Abandonment the Commissioner is authorized to charge the requisite Petition fee of \$1,540.00, and any additional fees which may be necessary to advance prosecution of the present application, to Account No. 07-0868, Order No. 126956-6/YOD (GERD:0607).

Respectfully submitted,

Date: February 19, 2008

Patrick S. Yoder Reg. No. 37,479 FLETCHER YODER P.O. Box 692289 Houston, TX 77269-2289 (281) 970-4545

PAGE 2/25 \* RCVD AT 2/19/2008 5:24:39 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-6/33 \* DNIS:2738300 \* CSID:2819704503 \* DURATION (mm-ss):03-50

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1985, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 3. Terminal disclaimer with disclaimer fee Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required. A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ for a small entity or \$ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63). STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).] **WARNING:** Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available. February 19, 2008 Signature Date 37,479 Patrick S. Yoder Typed or printed name Registration Number, if applicable P.O. BOX 692289 (281) 970-4545 Address Telephone Number Houston, Texas 77269-2289 Address Enclosures: 🗸 Fee Payment Reply Terminal Disclaimer Form Additional sheets containing statements establishing unintentional delay Other: Appeal Brief; copy of Notice of Abandonment mailed 02/11/2008 CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)] I hereby certify that this correspondence is being: Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450. Transmitted by facsimile on the date shown below to the United States Patent and/Trademark Office at (571) 273-8300. February 19, 2008 Date Signature Lynda Howell Typed or printed name of person signing certificate